

**DESIGNERS OF ENGINEERING SYSTEMS SECTION
EXAMINING BOARD OF ARCHITECTS, LANDSCAPE ARCHITECTS, PROFESSIONAL
ENGINEERS, DESIGNERS AND LAND SURVEYORS
MINUTES
OCTOBER 13, 2009**

PRESENT: Scott Berg, Thomas Gasperetti, Steve Tweed (arrived at 9:45) and James Mickowski

STAFF PRESENT: Yolanda McGowan, Bureau Director; Michelle Solem, Bureau Assistant and Peggy Wichmann, Legal Counsel

GUESTS: Mark Doll

CALL TO ORDER

Scott Berg, Chair, called the meeting to order at 9:35 a.m. A quorum of three (3) members was present.

ADOPTION OF AGENDA

Amendments:

- Review and approve proposed legislation draft related to Ch(s). 15.405 and 443, Stats.

MOTION: Thomas Gasperetti moved, seconded by James Mickowski, to adopt the Agenda as amended. Motion carried unanimously.

APPROVAL OF MINUTES APRIL 21, 2009

Amendments:

- Page 7, 1st paragraph – Correct spelling “discussed”
- Page 7, 2nd paragraph – Correct language “Section Reviewed”

MOTION: James Mickowski moved, seconded by Thomas Gasperetti, to approve the Minutes of April 21, 2009 as amended. Motion carried unanimously.

ADMINISTRATIVE REPORT– YOLANDA MCGOWAN, BUREAU DIRECTOR

Yolanda McGowan introduced Michelle Solem as the new Bureau Assistant for the Section. She announced that Legal Counsel, Peggy Wichmann, is retiring effective November 20. The Section

requested starting the meeting earlier to accommodate the Agenda. The Section agreed that screening should begin at 8:00, with the meeting starting immediately following screening. Yolanda McGowan explained that his change needs to be approved by the Division Administrator.

2010 Meeting and Screening Dates

MOTION: Steve Tweed moved, seconded by Thomas Gasperetti, to approve the 2010 meeting dates for the section. Motion carried unanimously.

Elections

Yolanda McGowan asked that elections be held at this time to allow for global Board Chair Training in December. Yolanda McGowan also reminded the Section that there is still a public member vacancy within this section and asked the Section to submit nominations for that position. The 2009 Officers for this Section are: Scott Berg - Chairperson, Tom Gasperetti – Vice-Chairperson and Jim Mickowski - Secretary

NOMINATION: Thomas Gasperetti nominated the 2009 officers for re-election in 2010.

The chair called for additional nominations three times before calling the vote. All 2009 officers were re-elected for the 2010 calendar year. Vote carried unanimously.

SUMMARY REPORTS ON PENDING COURT CASES, DISCIPLINARY CASES AND ADMINISTRATIVE RULES AND PRESS RELEASES

Noted.

PRESENTATION OF PROPOSED STIPULATIONS BY DIVISION OF ENFORCEMENT OR ANY SUBMITTED AFTER PRINTING OF THE AGENDA

LEGISLATIVE/ADMINISTRATIVE RULES

Update on Potential Statutory and Rule Changes Relating to Chapter A-E 5 and Chapter 443, Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors as it relates to Designer of Engineering Systems

The section recommended that the proposed legislation draft become effective 1 year after passage and publication.

Page 1 – Entire Document - The Section requested clarification that an applicant can practice design “under direct supervision relevant to the discipline specific licensed professional listed in 443.01 (5) (b).”

Page 1 – Entire Document - Change “engineering system” to “engineered system.”

Page 1 – Entire Document – Change to read “Designer of Engineered Systems Section” of the Examining Board.

Page 3 – Line 19 – should read “The plumbing subfield of private sewage systems.”

Page 4 – Lines 13, 15, 16 & 19 – Design Section does not have an apprenticeship program so this wording is not appropriate.

Page 4 – Lines 13 and 14 - Strike “approved by the Examining Board”

Page 4 – Line 12 remove “technological” and replace with “engineering technology”

Page 4 – line 20 change “shall” to “may”

Page 5 – Note: They do not need to graduate from school for the coursework to count toward education and experience.

Page 5 – Line 4 – 35 year age is being repealed.

MOTION: Steve Tweed moved, seconded by James Mickowski, to send comments and suggested changes to the drafter. Motion carried unanimously.

MOTION: Tom Gasperetti moved, seconded by Steve Tweed, to table remaining open session items until the next meeting. Motion carried unanimously

CREDENTIALING

Class I Hearing – Mark J. Doll

Mark Doll appeared before the Section to provide additional information regarding his application for licensure and to answer questions from the section.

Review of Designer Application Appraisal Form #989

This item was tabled until the next meeting.

EDUCATION/EXAMINATION ISSUES

Design Exam Report

This item was tabled until the next meeting.

Discussion of Long Range Plan:

The following items were tabled until the next meeting.

1. Chapter 443 errors, omissions and definitions relating to Designer of Engineering Systems
2. Elimination of Grandfather Clause to obtain Designer permit (ref: 443.07(b))
3. Definition of Designer fields (ex: electrical – fire alarm system)
4. Continuing Education
5. Master Plumbers/Designer permit (443.07(4) & A-E 5)

NEW BUSINESS

None.

PUBLIC COMMENTS

None.

CLOSED SESSION

MOTION: James Mickowski moved, seconded by Steve Tweed, to convene to Closed Session to deliberate on cases involving hearings (s. 19.85 (11) (a), Stats.); to consider licensure or discipline (s. 19.85(1) (b), Stats. to consider individual histories or disciplinary data (s. 19.85(1) (f), Stats.); and to confer with legal counsel (s. 19.85(1) (g), Stats.). Motion carried by roll call vote: Scott Berg-yes, Steve Tweed-yes; James Mickowski-yes; and Thomas Gasperetti-yes.

Open session recessed at 11:58 a.m.

RECONVENE IN OPEN SESSION

MOTION: Thomas Gasparetti moved, seconded by Steve Tweed, to reconvene in open session at 12:34 p.m. Motion carried unanimously.

VOTE ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION, IF VOTING IS APPROPRIATE

MONITORING REPORT OF ANY RECEIVED AFTER MAILING OF AGENDA

None.

CASE CLOSINGS

None.

**DELIBERATION ON PROPOSED STIPULATIONS OR ANY SIGNED AFTER MAILING
OF AGENDA**

None.

**DELIBERATION ON PROPOSED ADMINISTRATIVE WARNINGS OR ANY RECEIVED
AFTER PRINTING OF AGENDA**

None.

PROPOSED DECISION OR ANY SIGNED AFTER PRINTING OF AGENDA

None.

**DELIBERATION ON DISCIPLINARY ACTIONS SIGNED AFTER PRINTING OF
AGENDA**

None.

PETITIONS FOR REHEARING RECEIVED AFTER THE MAILING OF AGENDA

None.

**REQUEST FOR CLASS 1 HEARINGS OR ANY REQUESTED AFTER PRINTING OF
AGENDA**

None.

APPLICATION REVIEW – MARK J. DOLL

MOTION: James Mickowski moved, seconded by Steve Tweed, to deny Mark J. Doll licensure based on experience. Mr. Doll is credited with 4 years of qualifying education based on his apprenticeship and 2 years of experience for 2008 and 2009. The Section will accept additional evidence of qualifying experience showing design capabilities for 6 years other than the years of 2008 and 2009

or show 2 years additional qualifying experience other than the years of 2008 and 2009 and pass the exam. Motion passed unanimously.

REINSTATEMENT REQUESTS OR ANY SUBMITTED AFTER PRINTING OF AGENDA

None.

EXAMINATION ISSUES

The Section is unable to review applications at this time. While the Section would prefer to meet in person, they will participate in a teleconference to review applications if they would be able to review the applications at least one week prior to the teleconference.

CONSULTING WITH LEGAL COUNSEL

None.

DOE – Signatures for Proposed Stipulations, Orders, and Administrative Warnings

Signatures were collected for all required items.

ADJOURNMENT

MOTION: James Mickowski moved, seconded by Thomas Gasperetti, to adjourn the meeting at 12:41. Motion carried unanimously.